



GP/1635

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FORM

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Application Number

09/522,373

Filing Date

March 10, 2000

First Named Inventor

Loeb, Lawrence, et al.

Group Art Unit

1635

MAY 16 2001

Examiner Name

M. Shibuya

TECH CENTER

1600/2900

Total Number of Pages in This Submission

1

Attorney Docket Number

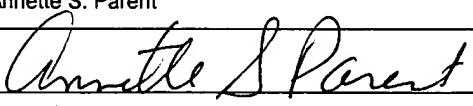
16336-000730

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ENCLOSURES (check all that apply)

 Fee Transmittal Form Assignment Papers
(for an Application) After Allowance Communication to
Group Fee Attached Drawing(s) Appeal Communication to Board of
Appeals and Interferences Amendment / Response Licensing-related Papers Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief) After Final Petition Routing Slip (PTO/SB/69)
and Accompanying Petition Proprietary Information Affidavits/declaration(s) Petition to Convert to a
Provisional Application Status Letter Extension of Time Request Power of Attorney, Revocation
Change of Correspondence Address Other Enclosure(s)
(please identify below): Express Abandonment Request Terminal Disclaimer Return Receipt Postcard Information Disclosure Statement Request for Refund Certified Copy of Priority
Document(s) CD, Number of CD(s)Remarks
The Commissioner is authorized to charge any additional fees to
Deposit Account 20-1430. Response to Missing Parts/
Incomplete Application Response to Missing
Parts under 37 CFR
1.52 or 1.53

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name	Townsend and Townsend and Crew LLP Annette S. Parent	
Signature		
Date	May 9, 2001	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

May 9, 2001

Typed or printed name	Karen Lovino		
Signature		Date	May 9, 2001

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SF 1222310 v1



PATENT
Attorney Docket No.: 016336-000730US
Client Ref. No.: 1026-2523-3326PT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Loeb *et al.*

Application No.: 09/522,373

Filed: March 10, 2000

For: INDUCTION OF VIRAL MUTATION
BY INCORPORATION OF MISCODING
RIBONUCLEOSIDE ANALOGS INTO
VIRAL RNA

Examiner: M. Shibuya

Art Unit: 1635

RESPONSE TO RESTRICTION
REQUIREMENT

#6/K.T.
5/18

ELECTION

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Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the restriction requirement mailed April 11, 2001, Applicants elect to prosecute the Group I, claims 1-18, 45-50, 63-64, and 66, drawn to methods of increasing mutation rates of a virus in a cell and in an animal comprising administering an RNA nucleoside analog to a virally infected cell. Applicants also elect, with traverse, the flavivirus/HCV and 5-hydroxyuridine species.

The foregoing election is made with traverse, as the four groups set forth by the Examiner all stem from a common concept and theory, and are thus related. As such, prosecution of the claims of Groups I-IV would not place a substantially greater burden on the Examiner. Applicants therefore respectfully request that the Examiner withdraw the Restriction Requirement and consider all the claims together.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,

Annette S. Parent
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